

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA**

**UNITED STATES OF AMERICA, )  
                                  )  
Plaintiff,                    )  
                                 )  
vs.                            )  
                                 )  
**RONALD L. NEWBY,            )  
                                  )  
Defendant.                    )****

**8:08CR216**

**ORDER**

On August 20, 2008, the defendant requested leave to file an amended motion to suppress. In support of this request (Filing 33), it is alleged:

4. Defendant has asked for an enlargement of time within which to file motions due to the error in production of critical discovery materials relating to the search warrant, to-wit the products of a "trash pull" outside the Defendant's home where he and others live[.]

**IT IS ORDERED** that the movant shall, no later than **August 25, 2008**, file a written affidavit of counsel explaining the facts and circumstances of the "error in production of critical discovery materials" forming the basis for defendant's request (Filing 33).

**DATED August 21, 2008.**

**BY THE COURT:**

**s/ F.A. Gossett  
United States Magistrate Judge**